

1 in controversy exceeds the sum of \$5, shall be inviolably
2 preserved.

3 We have already, of course, had discussion on
4 the proposed new Declaration of Rights. That committee did
5 not deal with the question of jury trial in civil cases,
6 although Articles V and XXIII of the Declaration of Rights
7 do contain provisions relating to that issue. The diffi-
8 culty is, it seems, that this provision has been in the
9 Maryland Constitution since its beginning, in one form or
10 another. It is in, I believe, all the other Constitutions
11 of all the other States. Some of them have a dollar mini-
12 mum, as we do. Many of them have none.

13 This report, I might say, has been revised,
14 again as the result of the passage of time. We changed
15 the personnel of our Committee, which at one time was a
16 majority of the Committee favored the recommending the
17 deletion of this provision altogether. The tide has
18 turned, and I might say that the Chairman now is in a
19 lone minority. So that perhaps I cannot report on our
20 recommendation fairly by saying why -- but I can't explain
21 why we put it in without explaining why I wanted it out.